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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: HELLBUSCH, et al.

Application No.: 10/696,163

Group Art Unit: 2157

Filed: October 29, 2003

Examiner: Not Yet Assigned

Title: **AN ENTERLINK FOR PROVIDING A FEDERATED BUSINESS TO BUSINESS
SYSTEM THAT INTERCONNECTS APPLICATIONS OF MULTIPLE
COMPANIES**

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with all papers or documents referred to therein as being attached or enclosed is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 25, 2004


Kathryn E. Noll

MAIL STOP MISSING PARTS
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

PETITION UNDER 37 C.F.R. § 1.47(a)
TO PROCEED WITHOUT THE SIGNATURE OF HARSH WARDHAN

Sir:

This is a petition for acceptance of the above-identified application, which is being filed without the signature of a joint inventor who has refused to join in the application for patent.

The present application is being made by Mark H. Hellbusch, Bryon K. Propst, Girish U.

Balsavar and Robert G. Schaefer on behalf of themselves and the non-signing joint inventor,

Harsh Wardhan. Submitted herewith is:

02/27/2004 JBALINAN 00000093 10696163

02 FC:1460

130.00 OP

- A. Declaration of Karen Cramer containing the statement of facts in support of Petition under 37 C.F.R. 1.47(a);
- B. Copy of email correspondence from Karen Cramer to Harsh Wardham dated September 24, 2003;
- C. Copy of email correspondence from Karen Cramer to Harsh Wardham, and from Harsh Wardham to Karen Cramer dated October 1, 2003;
- D. Copy of email correspondence from Karen Cramer to Harsh Wardham dated February 20, 2004;
- E. Combined Declaration and Power of Attorney form signed by Mark H. Hellbusch, Bryon K. Propst, Girish U. Balsavar and Robert G. Schaefer; and
- F. A check for \$130 in payment of the petition fee required under 37 C.F.R. 1.17(h).

The accompanying Declaration of Karen Cramer, along with the supporting documentary evidence submitted herewith, establishes the diligent effort made to secure the execution of the application Declaration by the non-signing inventor, Mr. Wardhan. Specifically, Mr. Wardhan was provided with a complete copy of the application, including the specification, claims and figures, and a Combined Declaration and Power of Attorney form to sign, and Mr. Wardhan has refused to sign the Combined Declaration and Power of Attorney form provided to him.

Therefore, a request is hereby made to grant this Petition to proceed without the signature of Harsh Wardhan.

Mr. Wardhan's last known residence address is 7979 Westheimer #1705, Houston, TX 77063.

Please apply any additional charges or credits to Deposit Account No. 50-1721.

Respectfully submitted,

Kathryn E. Nell (Reg. No. 48,811)
Stephen C. Glazier
Reg. No. 31,361
(202) 778-9045

Date: February 23, 2004

Kirkpatrick & Lockhart LLP
1800 Massachusetts Ave., NW
2nd Floor
Washington, DC 20036
(202) 778-9000
Fax: (202) 778-9100



0307091.0169

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I hereby certify that this correspondence along with all papers or documents referred to therein as being attached or enclosed is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 23, 2004 Missing Parts

Kathryn E. Noll
Kathryn E. Noll

MAIL STOP PETITION
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

DECLARATION OF KAREN CRAMER
IN SUPPORT OF PETITION UNDER 37 C.F.R. § 1.47(a)

I, Karen Cramer, hereby declare:

1. I am employed by Reynolds and Reynolds Holdings, Inc. and currently hold the title of Manager Intellectual Property and Assistant Secretary.
2. Harsh Wardhan is a joint inventor of the above-identified patent application. Mr. Wardhan is a former employee of Reynolds and Reynolds Holdings, Inc. of Moraine, Ohio, the Assignee of the present application.
3. All the joint inventors of the present application, including Harsh Wardhan, have assigned to the Assignee "the full and exclusive right, title and interest" in the present invention.

In particular, the assignment document for Mr. Wardhan was recorded in the U.S. Patent and Trademark Office on December 21, 2000, at reel 011402, frame 0599. As such, the joint inventors have no remaining property interest in the present application.

4. The current application is a continuation of U.S. Application No. 09/761,834, filed January 18, 2001, which claims priority of U.S. Application No. 09/741,008, filed December 21, 2000, and claims priority of U.S. Provisional Application No. 60/176,625, filed January 19, 2000. All of the inventors, including Harsh Wardhan, of U.S. Application No. 09/741,008 were provided with a complete copy of the parent application, including the specification, claims and figures, and all of the inventors signed the declaration.

5. On September 24, 2003, I informed Harsh Wardhan via e-mail that a continuation application was being filed on the parent application. I provided him with a copy of the Combined Declaration and Power of Attorney and requested that he sign it. At some point, I sent a complete copy of the present application, including the specification, claims and figures to Harsh Wardhan via e-mail.

6. On October 1, 2003, I received a number of e-mails from Harsh Wardhan, a.k.a., Harsh Gupta and sent a number of e-mails to same. Specifically, I asked Mr. Wardhan if his last name changing from Wardhan to Gupta was informal or legal, and if legal, requested that the name change papers be provided along with the declaration. Mr. Wardhan/Gupta responded that the name change was legal, but he has provided us with no documentary proof to date. In addition, Mr. Wardhan stated that he needed to check with his current organization before signing the declaration, but would get back to me as soon as possible.

7. On February 20, 2004, I again provided a copy of the present application and Combined Declaration and Power of Attorney to Harsh Wardhan via e-mail. I requested that Mr.

Wardhan sign the Combined Declaration and Power of Attorney or state that he was unwilling to sign.

8. Since October 1, 2003, I have not received the signed declaration or received any further e-mail correspondence from Harsh Wardhan.

9. The last known address of Harsh Wardhan is 7979 Westheimer #1705, Houston, TX 77063.

10. The undersigned hereby declares that all statements made herein of her own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements are made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1008 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

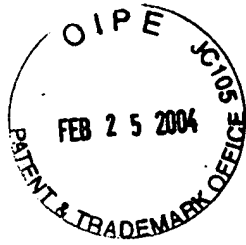
Respectfully submitted,

Karen Cramer

Reynolds and Reynolds Holdings, Inc.
Karen Cramer
Manager Intellectual Property and
Assistant Secretary

Date: 2/23/2004

REDACTED



entrlnkapp.1.doc entrlnkdec.12.doc

-----Original Message-----

From: Cramer, Karen L
Sent: Friday, February 20, 2004 9:26 AM
To: 'Gupta, Harsh'
Subject: Patent Application
Importance: High

Harsh:

I haven't heard from you since October 1, 2003 and I wanted to send these documents to you one more time. We are at the deadline to file. Please confirm if you can sign or if not, I would appreciate your confirmation of that also.

Take care,
Karen

Karen Cramer
Manager of Intellectual Property
karen_cramer@reyrey.com
937-485-2793 phone
937-485-2786 fax

This communication is confidential and may be legally privileged. This communication (and all attachments) is intended for the use of the addressee named above. If you have received this communication in error, please notify the sender immediately by email, then delete the communication from your system without copying or using the communication for any purposes or disclosing its content

Cramer, Karen L

From: Cramer, Karen L
Sent: Wednesday, September 24, 2003 10:58 AM
To: 'Harsh_Wardham@AIMFUNDS.com'
Cc: 'Swapna@pol.net'
Subject: FW: from Steve
Importance: High

Dear Harsh:

I am not sure if you remember me, but I handle the patents for Reynolds. You are an inventor on the "Performance Path" patent. That patent has not issued yet, but Reynolds has another patent named "Entelink" that should be granted soon.

Our patent counsel wants to file a continuation on Entelink that includes Performance Path, to try to get the "Performance Path" claims sooner. To do this, we need all inventors to sign a Declaration.

I have attached the Declaration and if you could sign and return to me, I would appreciate it.

Thanks,
Karen Cramer
3565 S. Kettering Blvd.
Dayton, Ohio 45436
937-485-2793 (phone)
937-485-2786 (fax)

REDACTED

Message

Cramer, Karen L

From: Gupta, Harsh [Harsh.Gupta@aiminvestments.com]
Sent: Wednesday, October 01, 2003 2:56 PM
To: Cramer, Karen L
Subject: RE: from Steve

Karen

I am working with my current organization to see if they have concerns regarding this. Since I am working in a capacity where I have to get everything cleared by my organization.

Let you know ASAP

-----Original Message-----

From: Cramer, Karen L [mailto:karen_cramer@reyrey.com]
Sent: Wednesday, October 01, 2003 1:34 PM
To: 'Gupta, Harsh'
Subject: RE: from Steve

Harsh:

I have all of the other Inventors Declarations. Are you going to be able to sign?

Thanks,
Karen

-----Original Message-----

From: Gupta, Harsh [mailto:Harsh.Gupta@aiminvestments.com]
Sent: Wednesday, October 01, 2003 10:43 AM
To: Cramer, Karen L
Subject: RE: from Steve

It is legal.

-----Original Message-----

From: Cramer, Karen L [mailto:karen_cramer@reyrey.com]
Sent: Wednesday, October 01, 2003 9:38 AM
To: 'Gupta, Harsh'
Subject: RE: from Steve

Harsh.

REDACTED

I hope that helps. I do have a question about your name change. Is it a legal or an informal change. If it is a legal change we would need to include the name change papers along with the document.

I appreciate you taking time to look at this.

Thanks,
Karen

REDACTED